

**GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT**

Police- Revision Petition of Sri. B.Venkatesh Rao, Jr.Asst., CID, Hyderabad against two punishments - Allowed - Punishment of reversion set aside duly rejecting the request to set aside the modified punishment of RTSP by two stages for two years with effect - Orders – Issued.

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**HOME (SER-III) DEPARTMENT**

G.O.Rt.No. 676

Dated: 21.05.2014

Read the following:

1. From the D.G.P., A.P., Hyderabad, Lr.Rc. No. 1045/Appeal-4/2012, dated: 23.01.2013.
2. Govt. Memo.No.6246/Ser-III/A2/2013, dated: 12.04.2013.
3. From the D.G.P., A.P., Hyderabad, Lr.Rc. No. 1045/Appeal-4/2012, dated: 10.07.2013.

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**ORDER**

The Director General of Police, Andhra Pradesh, Hyderabad in the letters 1<sup>st</sup> and 3<sup>rd</sup> read above, has stated that the Addl. Director General of Police, CID, A.P., Hyd., has informed that Sri. B.Venkatesh Rao, Jr.Asst., CID, Hyderabad was awarded with the punishment of RTSP by three stages with cumulative effect on future increment and pension and the suspension period was treated as not on duty" in his procgs., Dt.26.06.2009 without indicating the operative period. Later in his procgs. C.No.22/PR/CID/2006, the punishment orders were rectified as "RTSP by three stages for a period of three years with cumulative effective" for the following delinquency:-

"for Exhibiting serious misconduct, forged the acquittance roll vide FC.o.70/2006, Cr.No.23, Token No.2628, Cheque No.031970, dt.29-4-06 and cheque No.0218547, dt.04.05.2006 for Rs.14,688/- using such money drawn on the name of the retired SI (Sri L.Bal Raj) for his personal use and misappropriate the same which in unbecoming of a Government Servant."

2. His appeal petition was considered by the appellate authority and the punishment of "RTSP by three stages for three years with effect" was modified to that of "RTSP by two stages for a period of two years with effect" in Procgs. dt. 25.11.2011.

3. Aggrieved by the above orders, the individual has submitted a revision petition to Government requesting to set aside the following punishments:

- (i) Reversion as Jr.Asst from the post of Sr.Asst.
- (ii) RTSP by two stages for (2) yrs with effect

4. Government, after careful examination of the matter with reference to the records made available, and by taking the Revision petition into consideration, have observed that Sri B.Venkatesh Rao, Jr.Asst has been promoted to the cadre of Senior Assistant and Committed irregularities in that cadre, thus, disciplinary proceedings ought to have been initiated by issuing AoCs under APCS (CC&A) Rules, 1991, before any penalty is imposed on him. Instead, before initiation of proceedings and conclusions made, the individual was reverted to the cadre of Junior Assistant under rule 17(a) I of AP State Sub-Ordinate Service Rules, 1996. But, the rule ought to have been invoked in the case of first appointment and when irregularities are committed before probation is declared in the initial post. In fact, it is termination of probation. Hence, the penalty imposed under rule 9 of APCS (CC&A) Rules, 1991 alone is legally valid and the reversion effected under rule 17 (a) I and AP State Sub-ordinate Service Rules, 1996 has no legal validity.

P.T.O

5. Therefore, Government hereby **set aside** the punishment of reversion in respect of Sri. B.Venkatesh Rao, Jr.Asst., CID, Hyderabad and direct to restore him to the higher post i.e Sr.Asst with retrospective effect. However, the request made by the individual in the revision petition to set aside the modified punishment of RTSP by two stages for two years with effect is hereby rejected since there are no new grounds in his defence.

6. The Director General of Police, Andhra Pradesh, Hyderabad, is requested to take necessary further action accordingly.

7. The records received through the letter 1<sup>st</sup> read above are returned herewith to the Director General of Police, AP, Hyderabad and receipt of the same be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**T.P.DAS**  
**PRINCIPAL SECRETARY TO GOVERNMENT**

To  
The Director General of Police, AP, Hyderabad. (with records).  
**Copy to:**  
The Individual concerned (through DGP, A.P., Hyderabad).  
SF/SC

//FORWARDED :: BY ORDER//

SECTION OFFICER